

Message Text

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INFO OCT-01 CIAE-00 COME-00 DODE-00 NSAE-00 SSO-00 TRSE-00

EUR-12 ERDA-05 ISO-00 ERDE-00 MC-02 EA-06 ACDA-05

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C O N F I D E N T I A L SECTION 1 OF 3 OECD PARIS 17715

EXCON

E.O. 11652: XGDS1

TAGS: ESTC, COCOM

SUBJECT: SUMMARY OF REVIEW IL 1565 - COMPUTERS (JULY 1
TO 4)

REFS: A. COCOM DOC REV (71) 1565/W.P. 3 AND
CORRIGENDUM THERETO

B. STATE 152221

C. STATE 154441

D. COCOM DOC REV (71) 1565/27

E. COCOM DOC REV (71) 1565/W.P. 19

F. COCOM DOC REV (71) 1565/W.P. 20

G. COCOM DOC REV (71) 1565/26

H. COCOM DOC REV (71) 1565/23

I. COCOM DOC REV (71) 1565/28

J. COCOM DOC REV (71) 1565/29

K. COCOM DOC REV (71) 1565/25

SUMMARY. SUBSTANTIAL MEASURE OF AGREEMENT WAS REACHED ON
IL 1565 JULY 4 AFTER FOUR DAYS OF INTENSIVE DISCUSSIONS.

PRINCIPAL REMAINING OBSTACLES TO COMPLETE AGREEMENT ARE
GERMAN RESERVE ON RIGHT OF ACCESS, FRENCH AND GERMAN RE-
SERVES ON VISITATIONS, AND FRENCH RESERVE ON SOU, ALL UN-
DER NOTE 5. THERE ARE ALSO OUTSTANDING FRENCH RESERVES

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ON NOTES 8 AND 9. END SUMMARY.

1. DISCUSSION HELD JULY 1 TO 4 ON IL 1565 - COMPUTERS
BASED ON US COUNTER PROPOSAL (REF A) AND CHANGES RECORDED
IN REF H. FOLLOWING IS SUMMARY OF SITUATION AS OF END OF
DISCUSSIONS. US POSITIONS BASED ON EDAC DISCUSSIONS WITH
FINKLER JUNE 18 AND 19, ON REF B AND C AND ON VARIOUS
TELECONS BETWEEN MOUNTAIN AND FINKLER JULY 1 TO 4.

2. HEADING AND SUBITEMS (A), (B), AND (C) (1) PREVIOUSLY
AGREED. SUBITEM (C) (2) AGREED WITH DELETION OF WORD
"SPECIALLY". SUBITEM (C) (3) AGREED. ON SUBITEM (C) (4),
US TABLED PROPOSAL (PARA. 2 AND 3, REF D) WITH EDITOR-
IAL CHANGES PARA 2 AND 3 AGREED.

3. NETHERLANDS TABLED PROPOSAL FOR AE NOTE TO SUBITEM
(C) (4) (REF. E) AND A REVISED PROPOSAL WITH UK SUPPORT
(REF. F). US EXPRESSED CONCERNS ABOUT THE NUMBER OF
MEDIUM SPEED CIRCUITS (1200 - 4800 BPS) AND LIMITATION
OF 8 CIRCUITS (4 CIRCUITS AT 4800 BPS) WAS ACCEPTED.
WITH ADDITION OF FIRST SENTENCE PARA 4, REF. E, TO BE-
GINNING OF PARA 5, REF F AND EDITORIAL CHANGES, PROPOSAL
WAS ACCEPTED WITH SOME AD REFS.

4. SUBITEMS (C) (5), (D) (1) AND (D) (2) (COMBINED (D)
(2) AND (3) AGREED.

5. ON SUBITEM (D) (4), US TABLED PROPOSAL (PARA 2, REF.
G), WITH AGREEMENT THAT NIXIE TUBES NOT CO-
VERED, PROPOSAL ACCEPTED WITH SOME AD REFS.

6. SUBITEMS (E) AND (F) PREVIOUSLY AGREED. SUBITEMS (G)
AND (H) AGREED WITH EDITORIAL CHANGES.

7. NOTE 1 THROUGH (D) (IV) AGREED. ON NOTE 1 (D) (V),
US TABLED PROPOSAL (PARA 3, REF G). FRENCH PROPOSED RE-
DUCING CHARACTER HEIGHT FROM 10 TO 7 MM. US COULD AGREE
TO 8 MM. AFTER SOME EDITORIAL CHANGES, OTHERS COULD
AGREE TO CHANGED PROPOSAL, GERMANY AD REF.

8. NOTE 2 PREVIOUSLY AGREED.
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9. NOTE 3 THROUGH (D) (4)(V)(B) AGREED. ON NOTE 3 (D)
(4)(V)(C), US AGREED TO MPF OF 43000 BUT NO HIGHER,
OTHERS AGREED WITH FRENCH RESERVE FOR 64000. CANADA
DROPPED PROPOSALS ON NOTE 3(D)(6)(II) WHEREUPON REMAIN-
DER OF NOTE 3 WAS AGREED.

10. NOTE 4 PREVIOUSLY AGREED.

11. NOTE 5 HEADING AND (A) AGREED. IN NOTE 5(B), US PROPOSED REPLACEMENT OF "CIVIL" BY "NON-STRATEGIC". WITH CHANGE, (B) AGREED. NOTE 5 (C), (D)(I) AND (II) AGREED. ON NOTE 5 (D)(III), GERMANY RESTATED PREVIOUS POSITION ON "RIGHT OF ACCESS" BUT WAS "OPEN-MINDED" ON TIME LIMIT OF 5 TO 6 YEARS. US RESTATED PREVIOUS POSITION ON NOT SETTING LIMIT WITH REVISIONS TO IL 1565 TO GOVERN TIME LIMIT. HOWEVER, US STATED IT COULD ACCEPT A 10 YEAR LIMIT BASED ON SPARES GUARANTEE. GERMANY RESERVED TO AWAIT FURTHER INSTRUCTIONS. OTHERS AGREED TO (D)(III).

12. NOTE 5(D)(IV), (E)(I) AND (II) PREVIOUSLY AGREED. ON NOTE 5 (E)(III), GERMANY RESTATED PREVIOUS POSITIONS AND OFFERED TO ACCEPT 3 YEAR QUARTERLY PLUS 3 YEAR SEMI-ANNUAL VISITATION. FRANCE SUPPORTED GERMAN POSITION. US RESTATED CASE FOR VARIOUS LEVELS OF SAFEGUARDS BUT GERMANY SAID IT HAD TO TFACE THE POLITICAL FACTS. APPARENTLY, INFORMAL BILATERAL DISCUSSIONS WITH FRENCH AND GERMAN DELS EARLIER IN WEEK SEEMED TO HAVE LITTLE EFFECT. US DID INDICATE THAT SOME SMALL EASING OF VISITATION WAS POSSIBLE BUT SINCE THERE WAS NO AGREEMENT ON "RIGHT OF ACCESS" ISSUE, US DID NOT STATE FALL BACK POSITION OF 2 YEARS MONTHLY AND 4 YEARS QUARTERLY. FRENCH AND GERMAN DELS RESERVED TO AWAIT FURTHER INSTRUCTIONS.

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13. ON NOTE 5(F), US STATED CONCERNS THAT DIVERSIONS OF COMPUTER MAY BE DONE WITH BLOC GOVERNMENT AGREEMENT AND THEREFORE IF SANCTIONS WERE APPLIED, THEY COULD DIVERT SPARES FROM COMPARABLE FACILITIES, NULLIFYING EFFECTS OF SANCTIONS. UK POINTED OUT THAT THIS WOULD BE A VIOLATION OF THE CONDITIONS ON THESE OTHER COMPUTERS AND SO NOTE 5(F) WOULD BE APPLIED TO THOSE FACILITIES AS WELL. THIS IN EFFECT WOULD MEET US CONCERNS. US THEN AGREED TO (F).

14. ON NOTE 5(G)(I) THROUGH (4)(III) AGREED. NOTE 5 (G) (4)(IV)(A), US COULD NOT ACCEPT GERMAN PROPOSAL OF 4800 MILLION BITS (6-3330 DRIVES). GERMAN DEL STATED THAT THIS MADE IT MORE DIFFICULT TO ACCEPT THE PROPOSED SAFEGUARDS, (PARAS 11 AND 12 ABOVE) BUT HE COULD AGREE AD REF. HE ASKED US IF WE FORESAW HAVING TO MAINTAIN THESE SAFEGUARDS FOR THE NEXT SIX YEARS (THE TIME SINCE THE LAST REVISION OF IL 1565) FOR THIS LEVEL OF SYSTEM. WE INDICATED WE HOPED NOT, BUT THERE WAS NO WAY TO FORESEE FUTURE DEVELOPMENTS IN THE BLOC. AT THIS POINT OTHER DELS AGREED TO US PROPOSAL.

15. NOTE 5(G)(4)(IV)(B), (C) AND (D) AGREED.

16. ON NOTE 5 (G)(5) US AGREED, IN SPIRIT OF COMPROMISE, TO ACCEPT PROPOSAL FOR 4800 BITS PER SECOND FOR CONFIDENTIAL

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REMOTE TERMINALS.

17. ON NOTE 5 (G) (6)(I) AND (II), CANADA WITHDREW ITS PROPOSALS AND US PROPOSAL WAS AGREED TO. NOTE 5(G)(6) (III) AND (IV) PREVIOUSLY AGREED.

18. ON NOTE 5(H)(I), US PROPOSED PDR OF 13, THIS WITH (G)(3) LIMITATION OF 4.72 MILLION BITS AND REMAINDER OF US PROPOSAL WAS ACCEPTED. ON NOTE 5(H)(2), GERMAN DEL ASKED ABOUT PDR CHANGE TO 25. US COULD NOT ACCEPT BECAUSE OTHER COMPUTERS (CDC 6200) WOULD BE RELEASED BUT WAS SYMPATHETIC TO GERMAN PROBLEM. US PROPOSAL WAS ACCEPTED. ALSO NOTE 5(H)(3) AND (4) WERE AGREED.

19. ON FIRST PARAGRAPH OF SOU ON NOTE 5, OTHERS AGREED, FRANCE RESERVED ON CONCEPT OF SOU, ARGUING IT WAS NO BETTER THAN GENERAL EXCEPTIONS PROCEDURE. IF THE PARAMETERS OF FIRST PARAGRAPH WERE MORE LIBERAL, THE FRENCH STATED, THEN THERE WOULD BE LESS CONCERN.

20. ON SECOND PARAGRAPH OF SOU ON NOTE 5, FRANCE ALSO

RESERVED, UNWILLING TO PRODUCE END USER STATEMENT IN COMMITTEE, SINCE THIS HAD NOT BEEN DONE IN PREVIOUS CASES. KAMA AND AEROFLOT CASES WERE CITED AS EXAMPLES. GERMANY SUPPORTED THE FRENCH POSITION AND MAINTAINED ITS AD REF BECAUSE NO JUSTIFICATION HAD BEEN GIVEN FOR THE REQUIREMENT. OTHER DELS AGREED.

21. ON THIRD PARAGRAPH OF SOU ON NOTE 5, FRANCE STATED THAT IT WAS CLOSELY LINKED TO FIRST PARAGRAPH AND HAD TO RESERVE. UK EXPRESSED SIMILAR POINT OF VIEW BUT THEY FELT IT WAS AN ADVANCE, SO THEY COULD ACCEPT IT. THE OTHER DELS ALSO ACCEPTED THE US PROPOSAL.

22. FOURTH PARAGRAPH OF SOU ON NOTE 5 AGREED.

23. ON FIFTH PARAGRAPH OF SOU ON NOTE 5, GERMAN DEL INDICATED THAT RECORD OF DISCUSSION OF SECOND ROUND (PARA 479-481, REF H) DID NOT REFLECT THE IMPORTANT DISCUSSIONS ON SOFTWARE AND TECHNOLOGY EXPORT CONFIDENTIAL

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CONTROLS, AND THAT RECORD SHOULD BE AMENDED. US SUPPORTED THIS POSITION BECAUSE OF ITS CONCERNS AND AGREEMENTS EXPRESSED IN THE DISCUSSION. THE US STATED IT COULD NOT LIFT ITS GENERAL RESERVE ON IL 1565 UNTIL THE RECORD ON THIS ISSUE WAS COMPLETE. AFTER THESE STATEMENTS, ALL DELS COULD AGREE TO THE US PROPOSAL. (CORRIGENDUM HAS NOW BEEN ISSUED, EXPANDING PARA 479 TO INCLUDE DETAILS OF DISCUSSION ON SOFTWARE.)

24. NOTE 6 AGREED TO BY ALL DELS.

25. NOTE 7 PREVIOUSLY AGREED

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COME-00 ERDE-00 SSO-00 EUR-12 MC-02 EA-06 ACDA-05

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26. NOTE 8 HEADING THROUGH (G) AGREED, FRANCE AD REF. ON NOTE 8(E)(3), THE WORD "CIVIL" REPLACED BY "NON-STRATEGIC". US TABLED A PROPOSAL (REF I) ON NOTE 8(H) AND A NEW SOU. CHANGES MADE TO INSERT A NEW NOTE 8(F)(4) AND TO MAKE ADJUSTMENTS IN PROPOSAL. WITH CHANGES, OTHERS AGREED, FRANCE RESERVED FOR FURTHER STUDY.

27. ON NOTE 9 HEADING, US PROPOSED CHANGING REFERENCES IN FIFTH LINE TO "SUBITEMS (D)(I), OR (2) OR (E)", OTHERS AGREED, FRANCE RESERVED FOR FURTHER STUDY. NOTE 9(A) THROUGH (G)(2) AGREED, FRANCE AD REF. US PROPOSED DELETING (G)(3), OTHERS AGREED. US PROPOSED DELETING THE WORD "MANUAL" IN SECOND LINE OF (G)(4), OTHERS AGREED, FRANCE RESERVED, INSISTING ON DELETION OF ENTIRE PARENTHETICAL CLAUSE. NOTE 9(H) AGREED, FRANCE AD REF. ON NOTE 9(I), UK AGREED AD REF IF SOU (PARA 3, REF I) REFLECTED APPLICABILITY OF PROVISIONS OF LAST SENTENCE TO NOTE 9(I)(2). US AGREED TO CHECK WITH AUTHORITIES. OTHERS AGREED TO (I) WITH FRENCH RESERVE ON LOW QUANTITIES.

28. ON NOTE 10, US TABLED TWO PROPOSALS (PARA 4-7, REF D AND REF J). HOWEVER, ISSUE OF "VIRTUAL" CONFIDENTIAL

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SWITCHING WAS RAISED FIRST. SOLUTION WAS TO CHANGE THE WORDING OF NOTE NO. 1 (PARA 7, REF D), SECOND AND THIRD LINES, TO READ: "ESTABLISHING WITHIN AN EXCHANGE, ON DEMAND AND UNTIL RELEASE, AN EXCLUSIVE DIRECT OR PCM (IN ACCORDANCE WITH CCITT RECOMMENDATION G.711, G.732 AND G.733) CONNECTION". FINALLY ALL DELS INCLUDING US AGREED, MOST AD REF. GERMANY AGREED ON BASIS THAT CONNECTIONS BY FERRITE CORE TRANSFORMERS AND SIMILAR TECHNIQUES ARE CONSIDERED AS DIRECT CONNECTIONS. US AND OTHERS AGREED TO THIS

INTERPRETATION. THEN NOTE 10, HEADING THROUGH (B)(II), WAS AGREED (INCLUDING PARA 4-6, REF D) WITH FEW AD REFS, MAINLY FRENCH.

29. UK PROPOSAL (APPENDIX TO ANNEX 1, REF H) WAS MODIFIED TO TAKE US CONCERNS INTO ACCOUNT, TO LIMIT IT TO 5000 LINE EXCHANGES AND TO DELETE THE WORD "APPLICATION" IN SECOND LINE AND REPLACE IT WITH "INSTALLATION SITUATED IN A DENSELY POPULATED INDUSTRIAL AREA IN A PROSCRIBED DESTINATION". ON THIS BASIS US AND UK PROPOSAL ON (B)(III) WAS ACCEPTED BY ALL DELS, TWO AD REF.

30. NOTE 10(C) AGREED.

31. ON NOTE 10(D)(REF J), HEADING (MODIFIED DURING DISCUSSION), (D)(1) AND (2) AGREED. ON NOTE 10(D)(3), FRENCH PROPOSED 8.2 MILLION BITS, US FINALLY ACCEPTED AND OTHERS AGREED, SOME AD REF. NOTE 10 (D)(4) (WITH SOME CHANGES) AND (D)(5) AGREED.

32. NOTE 10(E) WAS ONLY AGREED AFTER LENGTHY DISCUSSION SUBMISSION OF VARIOUS PROPOSALS THAT COULD NOT GAIN APPROVAL OF DIFFERENT DELEGATIONS FOR VARIOUS REASONS, AND FINALLY SOME HARSH WORDS ON THE US PROPOSAL. US DID OFFER SUPPORT TO VARIOUS PROPOSALS FOR SOME RELAXATIONS BUT NO PROPOSAL COULD GAIN AGREEMENT. FINALLY UK AGREED AD REF TO (E) WITHOUT CHANGE AS A COMPROMISE AND ON BASIS OF US MOVEMENT ON (D) (REF J). NETHERLANDS AGREED, BUT STATED THAT IT TOOK A LOT OF SWALLOWING AND THAT US CONFIDENTIAL

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SHOULD CONSIDER IMPACT ON COMMITTEE OF HAVING TO ACCEPT THIS. OTHERS SUPPORTED THIS POSITION BUT FINALLY AGREED, GERMANY AD REF.

33. ON NOTE 11, US TABLED A NEW PROPOSAL (REF K). WITH THESE CHANGES AND SOME CHANGES DEVELOPED DURING DISCUSSIONS, NOTE 11 WAS AGREED WITH SOME AD REFS AND AN ITALIAN RESERVE ON 45 DAYS IN (B). IN LATER DISCUSSION, US INDICATED THAT IT COULD ACCEPT 30 DAYS AND ITALIAN RESERVE WAS SUBSEQUENTLY LIFTED. WE ADDED, HOWEVER, THAT AS PREVIOUS DISCUSSIONS SHOWED, IT MIGHT NOT BE POSSIBLE TO MEET THIS DEADLINE. US DID NOT LIKE TO BE PUT IN POSITION OF THREATENING TO OBJECT TO GET AN EXTENSION OF TIME. IT WOULD TRY, HOWEVER, TO LIVE UP TO ITS COMMITMENT OF 30 DAYS. ALSO, US ACCEPTED NETHERLANDS PROPOSAL (PARA 705, REF H) RELUCTANTLY IN CONTEXT THAT EQUIPMENT PERFORMANCE

BE OF THE ORDER OF NOTE 11 PARAMETERS AND CHANGE IN HEADING
TO "MAY ALSO CONSIDER".

34. NOTE 12 WAS AGREED.

35. NOTE 13 WAS AGREED.

36. AT CLOSE OF DISCUSSIONS, UK AND SEVERAL OTHER DELS
EXPRESSED WARM APPRECIATION FOR INTENSIVE EFFORT BY
FINKLER TO REACH WORKABLE AGREEMENTS. US DEL WHOLE-
HEARTEDLY JOINS IN THAT SENTIMENT.

37. SUMMARY OF RESERVED POSITIONS:
NOTE 3(D)(4)(V)(C) FRENCH RESERVE (PARA 9 ABOVE);
NOTE 5(D)(III) GERMAN RESERVE (PARA 11 ABOVE);
NOTE 5(E)(III) GERMAN AND FRENCH RESERVE (PARA 12 ABOVE);
FIRST PARAGRAPH SOU ON NOTE 5 FRENCH RESERVE (PARA 19
ABOVE);
SECOND PARAGRAPH SOU ON NOTE 5 FRENCH RESERVE (PARA 20
ABOVE);
THIRD PARAGRAPH SOU ON NOTE 5 FRENCH RESERVE (PARA 21
ABOVE);
NOTE 8 FRENCH RESERVE (PARA 26 ABOVE);
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NOTE 9 HEADING FRENCH RESERVE (PARA 27 ABOVE);
NOTE 9 (G)(4) FRENCH RESERVE (PARA 27 ABOVE);
NOTE 9(I) FRENCH RESERVE (PARA 27 ABOVE).
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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: STRATEGIC TRADE CONTROLS, EXCEPTIONS LIST, COMPUTERS
Control Number: n/a
Copy: SINGLE
Draft Date: 09 JUL 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: GarlanWA
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975OECDP17715
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: X1
Errors: N/A
Film Number: D750239-0077
From: OECD PARIS
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19750773/aaaacmww.tel
Line Count: 419
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION EB
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 8
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: GarlanWA
Review Comment: n/a
Review Content Flags:
Review Date: 14 MAY 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <14 MAY 2003 by ShawDG>; APPROVED <09 JUN 2003 by GarlanWA>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
06 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: SUMMARY OF REVIEW IL 1565 - COMPUTERS (JULY 1 TO 4)
TAGS: ESTC, COCOM
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006